

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

NO. 05-10383-MLW

UNITED STATES OF AMERICA f/b/o N.B.)
KENNEY COMPANY, INC.,)
Plaintiff)
)
v.)
)
ROADS CORPORATION, and)
UNITED STATES FIDELITY AND)
GUARANTY COMPANY,)
Defendants)
)

STIPULATION OF DISMISSAL

The parties stipulate that all claims and counterclaims are dismissed with prejudice, without costs, and with all rights of appeal waived. Notwithstanding the foregoing, the parties reserve, and do not waive all rights and defenses regarding any warranty obligations, if any still exist, relating to the HVAC work which N..B. Kenney may have for the Hanscom Air Force Base Project.

/S/ Carolyn M. Francisco
CAROLYN M. FRANCISCO
B.B.O. #567090
Counsel for the Plaintiff
Corwin & Corwin LLP
One Washington Mall
Boston, MA 02108
(617)742-3420

/S/ Andrew W. Daniels
ANDREW W. DANIELS
B.B.O. #552435
Counsel for the Defendants
Hinckley, Allen & Synder LLP
28 State Street
Boston, MA 02109
(617) 345-9000

Dated: July 20, 2006

CERTIFICATE OF SERVICE: A copy of STIPULATION OF DISMISSAL was e-mailed and mailed, postage prepaid to Andrew W. Daniels, Esquire, Hinckley, Allen and Snyder, LLP, 28 State Street, Boston, MA 02110 on July 20, 2006

/S/ Carolyn M. Francisco